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7 RICCARDO SILVA,  
8 Plaintiff,  
9 v.  
10 REDDIT, INC.,  
11 Defendant.

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Case No. 23-mc-80119-DMR (KAW)

**MODIFIED ORDER GRANTING IN  
PART AND DENYING IN PART  
MOTION TO RELATE CASES**

Re: Dkt. No. 3

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13 On April 28, 2023, Plaintiff filed an administrative motion to consider whether this case  
14 concerning a subpoena against Reddit (“Reddit Action”) should be related to another case pending  
15 in this district, *In re: Subpoena to X Corp., Successor in Interest to Twitter, Inc.*, No. 4:23-mc-  
16 80122-DMR (“Twitter Action”). (Pl.’s Mot., Dkt. No. 3.) Plaintiff asserts the two actions arise  
17 out of the same pending lawsuit in Florida, “concern substantially the same transaction, *i.e.*, the  
18 subpoenas for subscriber information, and the legal issues to be resolved are the same in both  
19 cases as Reddit’s and Twitter’s remaining objection is limited to First Amendment grounds.”  
20 (Pl.’s Mot. at 3.) Additionally, Plaintiff requests that this case be reassigned to Magistrate Judge  
21 Ryu since “the earliest available notice hearing date in which these matters could be heard by [the  
22 undersigned] is July 6, 2023.” (Pl.’s Mot. at 4.) On May 8, 2023, the Court granted the  
23 administrative motion. (Dkt. No. 9.)

24 Pursuant to Federal Rule of Civil Procedure 54(b), “any order … that adjudicates fewer  
25 than all the claims or the rights and liabilities of fewer than all the parties … may be revised at any  
26 time before the entry of a judgment adjudicating all the claims and all the parties’ rights and  
27 liabilities.”

28 There is no dispute the Reddit Action and Twitter Action are related. Generally, such a

United States District Court  
Northern District of California

1 finding would result in the Twitter Action, as the higher-numbered case, being reassigned to the  
2 undersigned pursuant to Local Civil Rule 3-12(f)(3). Although the Plaintiff asserts that an  
3 exercise of the Court's discretion is warranted so that the motions "may be heard and decided  
4 expeditiously given the importance of that information to the pending Florida Lawsuit," he does  
5 not point to any pending deadlines in the Florida Lawsuit that will be impacted if the motions are  
6 not heard until July or present any other argument concerning potential prejudice. The Court sees  
7 no reason to depart from the standard approach under the Local Rules.

8 Therefore, the May 8, 2023 Order is MODIFIED such that the Court GRANTS IN PART  
9 and DENIES IN PART Plaintiff's Administrative Motion and finds: (1) *In Re: Subpoena to X*  
10 *Corp., Successor in Interest to Twitter, Inc.*, Case No. 4:23-mc-80122-DMR is related to the  
11 earlier filed matter, *In Re: Subpoena to Reddit, Inc.*, Case No. 4:23-mc-80119-KAW; and (ii) the  
12 later filed matter, Case No. 4:23-mc-80122-DMR shall be re-assigned to the undersigned in  
13 accordance with the Local Civil Rules. The Clerk is directed to reassign *In Re: Subpoena to X*  
14 *Corp., Successor in Interest to Twitter, Inc.*, Case No. 4:23-mc-80122-DMR to the undersigned.

15 IT IS SO ORDERED.

16 Dated: May 10, 2023

  
17 KANDIS A. WESTMORE  
18 United States Magistrate Judge

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